

REMARKS/ARGUMENTS

This supplemental amendment is being submitted with an extension for petition of time which extends the period for response until June 1, 2010, since May 30, 2010 falls on a Sunday, and Monday May 31, 2010 is a federal holiday.

Claims 1-43, which were rejected under 35 U.S.C. § 101 for double-patenting are canceled herein on condition that the application be immediately allowed. Applicants' do not admit that the present rejections are proper.

A copy of the terminal disclaimer submitted previously on April 30, 2010 is resubmitted herewith, which upon entry, will obviate the only remaining rejections of the claims. The undersigned does not understand the reason for the refusal to enter that terminal disclaimer, as reported in the advisory action. A declaration/power of attorney executed by the applicant and granting power to the customer number belonging to the undersigned's law firm was filed September 28, 2004, of which a copy is also attached for the examiner's convenience. Accordingly, no question should remain concerning the authority of the undersigned to execute a terminal disclaimer on applicant's behalf.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue.

If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that she telephone applicant's attorney at (908) 654-5000 in order to overcome any additional objections which he might have.

If there are any additional charges in connection with

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this requested amendment, the Examiner is authorized to charge
Deposit Account No. 12-1095 therefor.

Dated: June 1, 2010

Respectfully submitted,

By 

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